

STATEMENT OF FACTS

RUSSELL E. ROBERTS, the defendant, was Treasurer and Office Manager for the Friends of John Boehner, an organization which received campaign contributions for United States Representative John Boehner and which was subject to regulation by the Federal Election Commission. The office of the Friends of John Boehner was located in Butler County, in the Southern District of Ohio. Beginning in about 1994 and continuing to at least March 5, 2003, the defendant systematically embezzled and converted to his own use campaign contributions which he received in his capacity as Treasurer and Office Manager for the Friends of John Boehner. The defendant committed the embezzlement and conversion by making checks payable to himself drawn on the account of the Friends of John Boehner at First Financial for funds that he was not authorized to receive. The defendant negotiated the checks by depositing them to his personal account at First Financial or by cashing the checks. The defendant transported a large part of the embezzled and converted funds, far in excess of \$5,000.00, across the state line between the Southern District of Ohio and Indiana both by carrying cash on his person and by electronically transferring and withdrawing the funds at gambling casinos in Indiana. The total amount that the defendant embezzled and converted to his own use from the campaign funds for which he was responsible from 1994 to 2003 was \$617,562.88. The defendant used a number of means of concealing the embezzlement and

conversion, including characterizing the funds he stole as operating expenditures and falsely stating that records had been destroyed as the result of a flood. The defendant knew that as a result of the false entries he made in the records of the Friends of John Boehner, he caused false reports to be made to the Federal Election Commission in that the reports overstated the Net Operating Expenses incurred by the Friends of John Boehner. The investigation conducted by the Friends of John Boehner after the discovery of the defendant's embezzlement and conversion of campaign contributions caused the Friends of John Boehner to file amended quarterly reports for 2000, 2001, and 2002 with the Federal Election Commission correcting the Net Operating Expenses that had been incorrectly reported as a result of the conduct of the defendant.

I have reviewed the above Statement of Facts with my attorney. I agree that the facts contained in the Statement of Facts are accurate and I acknowledge the truth of the Statement of Facts.

RUSSELL E. ROBERTS
Defendant

DATE

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